



PATENT
Customer No. 22,852
Attorney Docket No. 02481.1790-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Horst ULBRICHT et al.) Group Art Unit: 1618
)
Application No.: 10/757,433) Examiner: B. Fubara
)
Filed: January 15, 2004) Confirmation No.: 4111
)
For: COMPOSITION FOR REMOVING)
ABNORMAL KERATINOUS)
MATERIAL)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL REMARKS

These Supplemental Remarks accompany a Request for Continued Examination ("RCE"). The RCE requests entry of the Amendment Under 37 C.F.R. § 1.116, filed on March 14, 2006. That Amendment responded to the Final Office Action mailed on December 16, 2005.

The Examiner mailed an Advisory Action on May 1, 2006. These Supplemental Remarks address the Examiner's comments in the Advisory Action.

Regarding the rejection of claims in view of U.S. Patent No. 5,874,074 to Smith, the Examiner commented that the claimed invention does not exclude certain types of formulations that the Examiner cited as being "solutions." The applicants have provided in the Amendment filed on September 20, 2005, page 13, an appropriate example of the definition of "solution" and contrasted that definition with the oil-in-water emulsion disclosed in Smith. To the extent that the Examiner believes that an oil-in-water emulsion is a "solution" according to the invention, applicants respectfully request that the Examiner cite to appropriate texts in support of that argument. Applicants also note